

1 BILL NO. G-84-08-09

2 GENERAL ORDINANCE NO. G-

30-84

3 AN ORDINANCE amending the Thoroughfare
4 Plan of the City Comprehensive ("Master")
5 Plan by vacating a street thereof.

6 WHEREAS, a petition to vacate a public street within the City of
7 Fort Wayne (as more specifically described below) was duly filed with the
8 City Planning Commission; and

9 WHEREAS, said Commission duly held a public hearing thereon;
10 and

11 WHEREAS, said Commission has duly forwarded its recommendation
12 to this body approving said petition, all in accordance with I.C. 36-7-4-512(2)
13 and this body having held a public hearing on said vacation as provided in
14 I.C. 36-7-3-12; and

15 WHEREAS, this body concurs in the recommendation of the City
16 Planning Commission.

17 NOW THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY
18 OF FORT WAYNE, INDIANA:

19 SECTION 1. That the petition filed herein to vacate a public
20 street within the City of Fort Wayne, more specifically described as follows,
21 to-wit:

22 Part of the right-of-way of Ewing Street as originally
23 platted in Ewings Addition to the City of Fort Wayne,
24 Allen County, Indiana, being more particularly described
25 as follows, to-wit:

26 Beginning at the Northeast corner of Lot Number 1 of
27 Block Number 13 in said Ewing's Addition, being also the
28 point of intersection of the Westerly right-of-way line
29 of Ewing Street, as originally platted with the Southerly
30 right-of-way line of Pearl Street; thence Southerly, on
31 and along the Easterly line of said Lot Number 1, being
32 also the Westerly right-of-way line of Ewing Street, as
originally platted, a distance of 113.69 feet to the point
of intersection of the Easterly line of said Lot Number 1
with a line concentric to and 33.0 feet (measured radially)
Northeasterly of the centerline of the existing pavement of
Ewing Street, as presently relocated; thence Southeasterly,
on and along said line, having a radius of 989.66 feet and being
concentric to and 33.0 feet (measured radially) Northeasterly of
said pavement centerline, an arc length of 15.29 feet (the chord
of which deflects left 20 degrees 41 minutes from the Easterly
line of said Lot Number 1 for a chord distance of 15.29 feet)
to a point situated 55.0 feet (measured at right angles) Northerly
of the centerline of Main Street; thence Easterly, by a deflection
angle left of 69 degrees 19 minutes from the last described chord,
and parallel to said Main Street centerline, a distance of 60.6

feet to a point on the Westerly line of Lot Number 6 of Block Number 12 in said Ewing's Addition, said point being situated 22.0 feet Northerly from the Southwest corner of said Lot Number 6; thence Northerly, by a deflection angle left of 90 degrees 00 minutes, on and along the Westerly line of said Lot Number 6, being also the Easterly right-of-way line of said Ewing Street, as originally platted, a distance of 128.0 feet to the Northwest corner of said Lot Number 6; thence Westerly, by a deflection angle left of 90 degrees 00 minutes, a distance of 66.0 feet to the point of beginning, containing 0.193 acres of land (8409 square feet) (hereinafter Parcel "B"); and

Part of Lot Numbered 1 and 2 of Block Number 13 in Ewing's Addition to the City of Fort Wayne, Indiana, more particularly described as follows, to-wit:

Beginning at the Northeast corner of said Lot Number 1, being also the point of intersection of the Westerly right-of-way line of Ewing Street, as originally platted, with the Southerly right-of-way line of Pearl Street; thence Southerly, on and along the Easterly line of said Lot Number 1, being also the Westerly right-of-way line of said Ewing Street, as originally platted, a distance of 113.69 feet to the point of intersection of the Easterly line of said Lot Number 1 with a line concentric to and 33.0 feet (measured radially) Northeasterly of the centerline of the existing pavement of Ewing Street, as presently relocated; thence Northwesterly, on and along said line, having a radius of 989.66 feet, and being concentric to and 33.0 feet (measured radially) Northeasterly of said pavement centerline, an arc length of 125.27 feet (the chord of which deflects right 115 degrees 15 minutes from the Easterly line of said Lot Number 1 for a chord distance of 125.19 feet) to the point of intersection of said line with the North line of said Lot Number 2; thence Easterly, by a deflection angle right of 114 degrees 45 minutes from the last described chord, on and along the Northerly line of said Lots Numbered 1 and 2, being also the Southerly right-of-way line of Pearl Street, a distance of 52.4 feet to the point of beginning, containing 0.065 acres of land (2813 square feet) (hereinafter Parcel "C").

ALSO:

That part of Ewing Street as originally platted in Ewing's Addition to the City of Fort Wayne, Allen County, Indiana which lies between Lot Number 1 of Block Number 8 in said Ewing's Addition and Lot Number 8 of Block Number 9 in said Ewing's Addition, containing 0.181 acres of land (7887 square feet) (Parcel "D").

and which vacating amends the Thoroughfare Plan of the City Comprehensive ("Master") Plan and is hereby approved in all respects.

SECTION 2. That this Ordinance shall be in full force and effect from and after its passage, any and all necessary approval by the Mayor.

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32

Page three

Janet G. Bradbury
COUNCILMEMBER

APPROVED AS TO FORM AND LEGALITY:

BOLY
BRUCE O. BOXBERGER, CITY ATTORNEY

**Public Hearing to be held on _____, the _____
day of _____, 1984, in the Council Chambers.

Sandra E. Kennedy, City Clerk

FOX RIVER BOND
25% COTTON

Read the first time in full and on motion by Bradbury, seconded by Stier, and duly adopted, read the second time by title and referred to the Committee Regulation (and the City Plan Commission for recommendation) and Public Hearing to be held after due legal notice, at the Council Chambers, City-County Building, Fort Wayne, Indiana, on _____, the _____ day of _____, 19____, at _____ o'clock _____ .M., E.

DATE: 8-14-84

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Read the third time in full and on motion by Bradbury, seconded by Dead, and duly adopted, placed on its passage. PASSED (LOST) by the following vote:

	<u>AYES</u>	<u>NAYS</u>	<u>ABSTAINED</u>	<u>ABSENT</u>	<u>TO-WIT:</u>
<u>TOTAL VOTES</u>	<u>9</u>	_____	_____	_____	_____
<u>BRADBURY</u>	<u>✓</u>	_____	_____	_____	_____
<u>BURNS</u>	<u>✓</u>	_____	_____	_____	_____
<u>EISBART</u>	<u>✓</u>	_____	_____	_____	_____
<u>GiaQUINTA</u>	<u>✓</u>	_____	_____	_____	_____
<u>HENRY</u>	<u>✓</u>	_____	_____	_____	_____
<u>REDD</u>	<u>✓</u>	_____	_____	_____	_____
<u>SCHMIDT</u>	<u>✓</u>	_____	_____	_____	_____
<u>STIER</u>	<u>✓</u>	_____	_____	_____	_____
<u>TALARICO</u>	<u>✓</u>	_____	_____	_____	_____

DATE: 10-23-84

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (~~ANNEXATION~~) (~~APPROPRIATION~~) (GENERAL) (~~SPECIAL~~) (~~ZONING MAP~~) ORDINANCE (RESOLUTION) NO. G-30-84 on the 23rd day of October, 1984.

ATTEST:

(SEAL)

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Ray A. E. Clark
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 25th day of October, 1984, at the hour of 11:30 o'clock A. .M., E.S.T.

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Approved and signed by me this 25th day of October, 1984, at the hour of 2⁰⁰ o'clock P .M., E.S.T.

Win Moses, Jr.
WIN MOSES, JR., MAYOR

STATE OF INDIANA)
) SS:
COUNTY OF ALLEN)

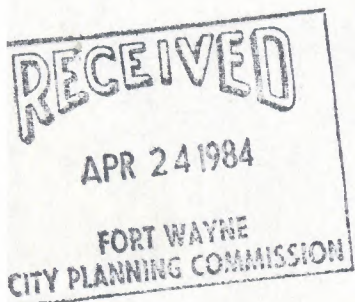
BEFORE THE CITY PLAN COMMISSION
OF THE CITY OF FORT WAYNE, INDIANA,
AND THE COMMON COUNCIL OF THE CITY
OF FORT WAYNE, INDIANA

PETITION TO VACATE PUBLIC
STREET AND RIGHT-OF-WAY

LINCOLN NATIONAL BANK AND TRUST COMPANY, in its capacity as Trustee
for PERFECTION BISCUIT COMPANY RETIREMENT PLAN ("Petitioner"), does hereby
respectfully petition the Fort Wayne City Plan Commission and the Common
Council of the City of Fort Wayne, Indiana, to vacate that portion of a
certain public street and associated right-of-way, located wholly within
the City of Fort Wayne, Allen County, Indiana, and described as follows:

Part of the right-of-way of Ewing Street as originally
platted in Ewing's Addition to the City of Fort Wayne,
Allen County, Indiana, being more particularly described
as follows, to wit:

Beginning at the Northeast corner of Lot Number 1 of
Block Number 13 in said Ewing's Addition, being also the
point of intersection of the Westerly right-of-way line
of Ewing Street, as originally platted with the Southerly
right-of-way line of Pearl Street; thence Southerly, on
and along the Easterly line of said Lot Number 1, being
also the Westerly right-of-way line of Ewing Street, as
originally platted, a distance of 113.69 feet to the point
of intersection of the Easterly line of said Lot Number 1
with a line concentric to and 33.0 feet (measured radially)
Northeasterly of the centerline of the existing pavement of
Ewing Street, as presently relocated; thence Southeasterly,
on and along said line, having a radius of 989.66 feet and
being concentric to and 33.0 feet (measured radially)
Northeasterly of said pavement centerline, an arc length
of 15.29 feet (the chord of which deflects left 20°-41'
from the Easterly line of said Lot Number 1 for a chord
distance of 15.29 feet) to a point situated 55.0 feet
(measured at right angles) Northerly of the centerline of
Main Street; thence Easterly, by a deflection angle left of
69°-19' from the last described chord, and parallel to said
Main Street centerline, a distance of 60.6 feet to a point on
the Westerly line of Lot Number 6 of Block Number 12 in said
Ewing's Addition, said point being situated 22.0 feet Northerly
from the Southwest corner of said Lot Number 6; thence Northerly,
by a deflection angle left of 90°-00', on and along the Westerly
line of said Lot Number 6, being also the Easterly right-of-way
line of said Ewing Street, as originally platted, a distance of
128.0 feet to the Northwest corner of said Lot Number 6; thence
Westerly, by a deflection angle left of 90°-00', a distance of
66.0 feet to the point of beginning, containing 0.193 acres of
land (8409 square feet) (hereinafter Parcel "B"); and



Part of Lots Numbered 1 and 2 of Block Number 13 in Ewing's Addition to the City of Fort Wayne, Indiana, more particularly described as follows, to wit:

Beginning at the Northeast corner of said Lot Number 1, being also the point of intersection of the Westerly right-of-way line of Ewing Street, as originally platted, with the Southerly right-of-way line of Pearl Street; thence Southerly, on and along the Easterly line of said Lot Number 1, being also the Westerly right-of-way line of said Ewing Street, as originally platted, a distance of 113.69 feet to the point of intersection of the Easterly line of said Lot Number 1 with a line concentric to and 33.0 feet (measured radially) Northeasterly of the centerline of the existing pavement of Ewing Street, as presently relocated; thence Northwesterly, on and along said line, having a radius of 989.66 feet, and being concentric to and 33.0 feet (measured radially) Northeasterly of said pavement centerline, an arc length of 125.27 feet (the chord of which deflects right 115°-15' from the Easterly line of said Lot Number 1 for a chord distance of 125.19 feet) to the point of intersection of said line with the North line of said Lot Number 2; thence Easterly, by a deflection angle right-of 114°-45' from the last described chord, on and along the Northerly line of said Lots Numbered 1 and 2, being also the Southerly right-of-way line of Pearl Street, a distance of 52.4 feet to the point of beginning, containing 0.065 acres of land (2813 square feet) (hereinafter Parcel "C").

Both Parcel "B" and Parcel "C," as well as the respective dimensions, locations and positions of the same, are reflected on the attached Certificate of Survey, incorporated herein as if fully set forth.

In support of this Petition, Petitioner represents and states as follows:

1. Petitioner is the fee simple owner of Lots Numbered One (1) through Six (6), inclusive, in Block 12, Ewing's Addition to the City of Fort Wayne, according to the plat thereof, recorded in Plat Record 2, page 40, in the Office of the Recorder of Allen County, Indiana, which land abuts Parcel "B" and Parcel "C," to be vacated hereunder, on the East.

2. The City of Fort Wayne, Indiana, is the fee simple owner of Lots Numbered One (1) and Two (2) in Block 13, Ewing's Addition to the City of Fort Wayne, Indiana, according to the plat thereof, recorded in Plat Record 2, page 40, in the Office of the Recorder of Allen County, Indiana, excepting that real estate described as Parcel "C," which said real estate owned by the City of Fort Wayne abuts Parcel "B" and "C," to be vacated hereunder, on the West.

3. Petitioner is leasing the real estate described in Paragraph 1 hereinabove, to Tim W. Breuning, doing business as Light & Breuning Realtors, for purposes of operating a commercial parking lot.

4. Petitioner and the City of Fort Wayne, Indiana, are the owners of all real estate abutting on both sides of Parcel "B" and Parcel "C" to be vacated hereunder.

5. Parcel "B" and Parcel "C" to be vacated under this Petition are not necessary for purposes of ingress or egress to other properties whatsoever.

6. Parcel "B" presently is improved by street paving and constitutes Ewing Street, between Pearl Street on the North and West Main Street on the South, and Petitioner, or its lessee, will remove or modify said paving improvements for use in operation of a commercial parking lot as set forth in Paragraph 3 hereinabove.

7. Parcel "C" presently is improved by ground cover only, and Petitioner, or its lessee, will remove and modify said improvements for use in operation of a commercial parking lot as set forth in Paragraph 3, hereinabove.

8. No other person, firm or corporation is interested in or affected by the requested vacation.

9. There may be existing utilities located within Parcel "B" or Parcel "C," to be vacated hereunder; however, such vacation may be made subject to all such utility easements; such vacation may be made subject to the rights of the City of Fort Wayne or other utility companies having utilities located within such easement for purposes of ingress or egress over the property of the Petitioner for purposes of servicing such utilities, or, in the alternative, your Petitioner shall grant by separate instrument such rights of ingress or egress to the City of Fort Wayne or such utility companies as may be required for such purposes.

10. The maintenance of said public street and associated right-of-way described as Parcel "B" and Parcel "C" is not necessary or advantageous to the growth of the City of Fort Wayne, or its downtown area, and it will be in the best business interests, particularly those of safety, of the City and its residents to vacate the same.

11. In consideration of the vacation of Parcel "B" and Parcel "C" to the ownership of Petitioner, Petitioner has agreed to, and will by separate instrument of conveyance or transfer, convey to the City of Fort Wayne, as and for a right-of-way along the North side of West Main Street, certain real estate described as follows:

The Southerly 22.0 feet, by parallel lines, of Lots Numbered 1, 2, 3, 4, 5 and 6 of Block Number 12 in Ewing's Addition to the City of Fort Wayne, Allen County, Indiana, containing 0.157 acres of land (6820 square feet) (referred to and reflected in said attached Certificate of Survey as Parcel "A").

12. Title to both Parcel "B" and Parcel "C," and all rights appurtenant thereto, shall inure solely to and for the benefit of the Petitioner herein; and the City of Fort Wayne shall retain no rights of ownership or control over said Parcel "B" and Parcel "C," other than as a municipality and as specified in Paragraph 9 above.

13. Petitioner has filed this Petition pursuant to the authority granted under the Indiana Code §36-7-4-512(2) in order to complete the vacation as hereinabove described.

WHEREFORE, the undersigned Petitioner herein prays that the above-described Parcel "B" and Parcel "C" be vacated in accordance with the provisions of applicable law pertaining thereto, and for all other proper relief.

Dated, this 22 day of March, 1984.

LINCOLN NATIONAL BANK & TRUST COMPANY,
As Trustee for the PERFECTION
BISCUIT COMPANY RETIREMENT PLAN,

By

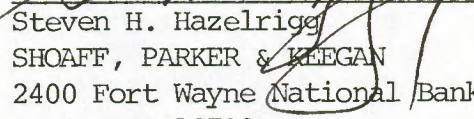
Its

("Petitioner")

Petitioner's Address:

116 East Berry Street
Fort Wayne, Indiana 46802

Agent for Petitioner:


Steven H. Hazelrigg
SHOAF, PARKER & KEEGAN
2400 Fort Wayne National Bank Building
P. O. Box 12709
Fort Wayne, Indiana 46864
(219) 424-8000

STATE OF INDIANA)
) SS:
COUNTY OF ALLEN)

BEFORE THE CITY PLAN COMMISSION
OF THE CITY OF FORT WAYNE, INDIANA,
AND THE COMMON COUNCIL OF THE CITY
OF FORT WAYNE, INDIANA

PETITION TO VACATE PUBLIC
STREET AND RIGHT-OF-WAY

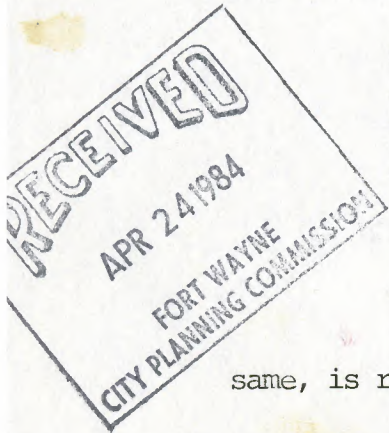
LINCOLN NATIONAL BANK AND TRUST COMPANY, in its capacity as Trustee under the will of CHARLES H. GEAKE ("Trustee"), and PERFECTION BISCUIT COMPANY, INC., an Indiana corporation ("Perfection"), jointly referred to as "Petitioner," hereby respectfully petition the Fort Wayne City Plan Commission and the Common Council of the City of Fort Wayne, Indiana, to vacate that portion of a certain public street and right-of-way, located wholly within the City of Fort Wayne, Allen County, Indiana, and described as follows:

That part of Ewing Street as originally platted in Ewing's Addition to the City of Fort Wayne, Allen County, Indiana which lies between Lot Number 1 of Block Number 8 in said Ewing's Addition and Lot Number 8 of Block Number 9 in said Ewing's Addition, containing 0.181 acres of land (7887 square feet) (Parcel "D").

Parcel "D," as well as the dimensions, location and position of the same, is reflected on the attached Certificate of Survey, incorporated herein as if fully set forth.

In support of this Petition, Petitioner represents and states as follows:

1. Trustee is the fee simple owner of Lots Numbered One (1) and Two (2), inclusive, in Block 8, Ewing's Addition to the City of Fort Wayne, according to the plat thereof, recorded in Plat Record 2, page 40, in the Office of the Recorder of Allen County, Indiana, which land abuts Parcel "D," to be vacated hereunder, on the West.
2. Perfection is the fee simple owner of Lots Numbered One (1) through Eight (8) in Block 9, Ewing's Addition to the City of Fort Wayne, Indiana, according to the plat thereof, recorded in Plat Record 2, page 40, in the Office of the Recorder of Allen County, Indiana, which land abuts Parcel "D," to be vacated hereunder, on the East.



3. Perfection is purchasing the real estate owned by Trustee and described in Paragraph 1, above, under a Contract for Conditional Sale of Real Estate dated _____, and recorded as Document Number _____ on _____, in the Office of the Recorder of Allen County, Indiana.

4. Petitioners are the owners of all real estate abutting on both sides of Parcel "D," to be vacated hereunder.

5. Parcel "D," to be vacated under this Petition, is not necessary for purposes of ingress or egress to other properties whatsoever.

6. Parcel "D" presently is improved by street paving and constitutes Ewing Street, with a "dead end" on the North and Pearl Street on the South, and Petitioner will remove or modify said paving improvements for use in operation of a parking lot for the use of Perfection's employees.

7. No other person, firm or corporation is interested in or affected by the requested vacation.

8. There may be existing utilities located within Parcel "D," to be vacated hereunder; however, such vacation may be made subject to all such utility easements; such vacation may be made subject to the rights of the City of Fort Wayne or other utility companies having utilities located within such easement for purposes of ingress or egress over the property of the Petitioner for purposes of servicing such utilities, or, in the alternative, your Petitioner shall grant by separate instrument such rights of ingress or egress to the City of Fort Wayne or such utility companies as may be required for such purposes.

9. The maintenance of said public street and associated right-of-way described as Parcel "D" is not necessary or advantageous to the growth of the City of Fort Wayne, or its downtown area, and it will be in the best business interests of the City and its residents to vacate the same.

10. In consideration of the vacation of Parcel "D" to the ownership of Petitioner, Trustee has agreed to, and will by separate instrument of

conveyance or transfer, convey to the City of Fort Wayne, as and for a right-of-way along the North side of West Main Street, certain real estate described as follows:

The Southerly 22.0 feet, by parallel lines, of Lots Numbered 1, 2, 3, 4, 5 and 6 of Block Number 12 in Ewing's Addition to the City of Fort Wayne, Allen County, Indiana, containing 0.157 acres of land (6820 square feet) (referred to and reflected in said attached Certificate of Survey as Parcel "A").

11. Petitioner has filed this Petition pursuant to the authority granted under the Indiana Code §36-7-4-512(2) in order to complete the vacation as hereinabove described.

WHEREFORE, the undersigned Petitioner herein prays that the above-described Parcel "D" be vacated in accordance with the provisions of applicable law pertaining thereto, and for all other proper relief.

Dated, this 22 day of March, 1984.

LINCOLN NATIONAL BANK & TRUST COMPANY,
as Trustee under the will of
CHARLES H. GEAKE,

By 

Its  Vice President

("Trustee")

PERFECTION BISCUIT COMPANY, INC.

By 

Its  President

("Perfection")

Jointly referred to as "Petitioner"

Trustee's Address:
116 East Berry Street
Fort Wayne, Indiana 46802

Perfection's Address:
350 Pearl Street
Fort Wayne, Indiana 46802

AGENT FOR PETITIONER:


Steven H. Hazelring

SHOAF, PARKER & KEEGAN
2400 Fort Wayne National Bank Building
P. O. Box 12709
Fort Wayne, Indiana 46864
(219) 424-8000

RESOLUTION. 74-114-24

WHEREAS, LINCOLN NATIONAL BANK AND TRUST COMPANY As Trustee for the PERFECTION BISCUIT COMPANY RETIREMENT PLAN has petitioned and requested the Fort Wayne City Plan Commission to hold a public hearing upon the vacation of the following portions of a public street situated in Fort Wayne, Allen County, to-wit:

Part of the right-of-way of Ewing Street as originally platted in Ewings Addition to the City of Fort Wayne, Allen County, Indiana, being more particularly described as follows, to-wit:

Beginning at the Northeast corner of Lot Number 1 of Block Number 13 in said Ewing's Addition, being also the point of intersection of the Westerly right-of-way line of Ewing Street, as originally platted with the Southerly right-of-way line of Pearl Street; thence Southerly, on and along the Easterly line of said Lot Number 1, being also the Westerly right-of-way line of Ewing Street, as originally platted, a distance of 113.69 feet to the point of intersection of the Easterly line of said Lot Number 1 with a line concentric to and 33.0 feet (measured radially) Northeasterly of the centerline of the existing pavement of Ewing Street, as presently relocated; thence Southeasterly, on and along said line, having a radius of 989.66 feet and being concentric to and 33.0 feet (measured radially) Northeasterly of said pavement centerline, an arc length of 15.29 feet (the chord of which deflects left 20 degrees 41 minutes from the Easterly line of said Lot Number 1 for a chord distance of 15.29 feet) to a point situated 55.0 feet (measured at right angles) Northerly of the centerline of Main Street; thence Easterly, by a deflection angle left of 69 degrees 19 minutes from the last described chord, and parallel to said Main Street centerline, a distance of 60.6 feet to a point on the Westerly line of Lot Number 6 of Block Number 12 in said Ewing's Addition, said point being situated 22.0 feet Northerly from the Southwest corner of said Lot Number 6; thence Northerly, by a deflection angle left of 90 degrees 00 minutes, on and along the Westerly line of said Lot Number 6, being also the Easterly right-of-way line of said Ewing Street, as originally platted, a distance of 128.0 feet to the Northwest corner of said Lot Number 6; thence Westerly, by a deflection angle left of 90 degrees 00 minutes, a distance of 66.0 feet to the point of beginning, containing 0.193 acres of land (8409 square feet) (hereinafter Parcel "B"); and

Part of Lot Numbered 1 and 2 of Block Number 13 in Ewing's Addition to the City of Fort Wayne, Indiana, more particularly described as follows, to-wit:

Beginning at the Northeast corner of said Lot Number 1, being also the point of intersection of the Westerly right-of-way line of Ewing Street, as originally platted, with the Southerly right-of-way line of Pearl Street; thence Southerly, on and along the Easterly line of said Lot Number 1, being also the Westerly right-of-way line of said Ewing Street, as originally platted, a distance of 113.69 feet to the point of intersection of the Easterly line of said Lot Number 1 with a line concentric to and 33.0 feet (measured radially) Northeasterly of the centerline of the existing pavement of Ewing Street, as presently relocated; thence Northwesterly, on and along said line, having a radius of 989.66 feet, and being concentric to and 33.0 feet (measured radially) Northeasterly of said pavement centerline, an arc length of 125.27 feet (the chord of which deflects right 115 degrees 15 minutes from the Easterly line of said Lot Number 1 for a chord distance of 125.19 feet) to the point of intersection of said line with the North line of said Lot Number 2; thence Easterly, by a deflection angle right of 114 degrees 45 minutes from the last described chord, on and along the Northerly line of said Lots Numbered 1 and 2, being also the Southerly right-of-way line of Pearl Street, a distance of 52.4 feet to the point of beginning, containing 0.065 acres of land (2813 square feet) (hereinafter Parcel "C").

ALSO:

That part of Ewing Street as originally platted in Ewing's Addition to the City of Fort Wayne, Allen County, Indiana which lies between Lot Number 1 of Block Number 8 in said Ewing's Addition and Lot Number 8 of Block Number 9 in said Ewing's Addition, containing 0.181 acres of land (7887 square feet) (Parcel "D")

all in accordance with the terms of Section 44, Chapter 174 of the Acts of 1947, of the General Assembly of the State of Indiana, as amended by Section 3 of Chapter 385 of the Acts of the General Assembly of the State of Indiana, Indiana Code Section 36-7-4-512; and,

WHEREAS, notice of such public hearing has been given by due and proper publication thereof;

WHEREAS, said vacation of portions of public street has been routed through the following departments: Street Engineering, Traffic Engineering, Water Engineering, Water Pollution Control Engineering, Electrical Engineering, Park Board and through the Public Utility Companies.

NOW THEREFORE, BE IT RESOLVED by the Fort Wayne Board of Public Works that the vacation of said portions of public street hereinbefore described conforms to the general policy and pattern of development set out in the Master Plan of the City of Fort Wayne, Indiana.

BE IT FURTHER RESOLVED by the Board of Public Works that the vacation of said portions of public street hereinbefore described be and the same is hereby approved subject to easements as required by all public utilities occupying and using said portions of public street or part thereof for the vacation and operation of its utility facilities shall not be deprived of said use on account of these proceedings unless any said utilities shall file a written consent to said vacation.

STATE OF INDIANA)
) SS:
COUNTY OF ALLEN)

I, David G. Kresler, Chairman of the Board of Public Works, do hereby certify that attached hereto is a full, true and correct copy of a resolution adopted by the Fort Wayne Board of Works at their meeting held September 26, 1984 and as same appears of record in the official records of said Board of Public Works.

DATED THIS 26th DAY OF September 1984

FORT WAYNE BOARD OF PUBLIC WORKS & SAFETY

David J. Kiester
Director of Public Works

Cosette R. Simon
Director of Administration and Finance

Lawrence D. Consalvos
Director of Public Safety

RESOLUTION

WHEREAS, LINCOLN NATIONAL BANK AND TRUST COMPANY As Trustee for the PERFECTION BISCUIT COMPANY RETIREMENT PLAN has petitioned and requested the Fort Wayne City Plan Commission to hold a public hearing upon the vacation of the following portions of a public street situated in Fort Wayne, Allen County, to-wit:

Part of the right-of-way of Ewing Street as originally platted in Ewings Addition to the City of Fort Wayne, Allen County, Indiana, being more particularly described as follows, to-wit:

Beginning at the Northeast corner of Lot Number 1 of Block Number 13 in said Ewing's Addition, being also the point of intersection of the Westerly right-of-way line of Ewing Street, as originally platted with the Southerly right-of-way line of Pearl Street; thence Southerly, on and along the Easterly line of said Lot Number 1, being also the Westerly right-of-way line of Ewing Street, as originally platted, a distance of 113.69 feet to the point of intersection of the Easterly line of said Lot Number 1 with a line concentric to and 33.0 feet (measured radially) Northeasterly of the centerline of the existing pavement of Ewing Street, as presently relocated; thence Southeasterly, on and along said line, having a radius of 989.66 feet and being concentric to and 33.0 feet (measured radially) Northeasterly of said pavement centerline, an arc length of 15.29 feet (the chord of which deflects left 20 degrees 41 minutes from the Easterly line of said Lot Number 1 for a chord distance of 15.29 feet) to a point situated 55.0 feet (measured at right angles) Northerly of the centerline of Main Street; thence Easterly, by a deflection angle left of 69 degrees 19 minutes from the last described chord, and parallel to said Main Street centerline, a distance of 60.6 feet to a point on the Westerly line of Lot Number 6 of Block Number 12 in said Ewing's Addition, said point being situated 22.0 feet Northerly from the Southwest corner of said Lot Number 6; thence Northerly, by a deflection angle left of 90 degrees 00 minutes, on and along the Westerly line of said Lot Number 6, being also the Easterly right-of-way line of said Ewing Street, as originally platted, a distance of 128.0 feet to the Northwest corner of said Lot Number 6; thence Westerly, by a deflection angle left of 90 degrees 00 minutes, a distance of 66.0 feet to the point of beginning, containing 0.193 acres of land (8409 square feet) (hereinafter Parcel "B"); and

Part of Lot Numbered 1 and 2 of Block Number 13 in Ewing's Addition to the City of Fort Wayne, Indiana, more particularly described as follows, to-wit:

Beginning at the Northeast corner of said Lot Number 1, being also the point of intersection of the Westerly right-of-way line of Ewing Street, as originally platted, with the Southerly right-of-way line of Pearl Street; thence Southerly, on and along the Easterly line of said Lot Number 1, being also the Westerly right-of-way line of said Ewing Street, as originally platted, a distance of 113.69 feet to the point of intersection of the Easterly line of said Lot Number 1 with a line concentric to and 33.0 feet (measured radially) Northeasterly of the centerline of the existing pavement of Ewing Street, as presently relocated; thence Northwesterly, on and along said line, having a radius of 989.66 feet, and being concentric to and 33.0 feet (measured radially) Northeasterly of said pavement centerline, an arc length of 125.27 feet (the chord of which deflects right 115 degrees 15 minutes from the Easterly line of said Lot Number 1 for a chord distance of 125.19 feet) to the point of intersection of said line with the North line of said Lot Number 2; thence Easterly, by a deflection angle right of 114 degrees 45 minutes from the last described chord, on and along the Northerly line of said Lots Numbered 1 and 2, being also the Southerly right-of-way line of Pearl Street, a distance of 52.4 feet to the point of beginning, containing 0.065 acres of land (2813 square feet) (hereinafter Parcel "C").

ALSO:

That part of Ewing Street as originally platted in Ewing's Addition to the City of Fort Wayne, Allen County, Indiana which lies between Lot Number 1 of Block Number 8 in said Ewing's Addition and Lot Number 8 of Block Number 9 in said Ewing's Addition, containing 0.181 acres of land (7887 square feet) (Parcel "D")

all in accordance with the terms of Section 44, Chapter 174 of the Acts of 1947, of the General Assembly of the State of Indiana, as amended by Section 3 of Chapter 385 of the Acts of the General Assembly of the State of Indiana, Indiana Code Section 36-7-4-512; and,

WHEREAS, notice of such public hearing has been given by due and proper publication thereof; and,

WHEREAS, said public hearing was held on August 20, 1984, at 7:00 P.M. and at such hearing there were no objections of any kind or character which should prevent the vacation of said portions of public street.

WHEREAS, said vacation of the portion of public street have been routed through the following departments: Street Engineering, Traffic Engineering, Water Engineering, Water Pollution Control Engineering, Street Light Engineering, Park Board and through the Public Utility Companies.

NOW THEREFORE, BE IT RESOLVED by the Fort Wayne City Plan Commission that the vacation of said portions of public street hereinbefore described conforms to the general policy pattern of development set out in the Master Plan of the City of Fort Wayne, Indiana;

BE IT FURTHER RESOLVED by the Fort Wayne City Plan Commission that the vacation of said portions of public street hereinbefore described be and the same is hereby approved.

BE IT FURTHER RESOLVED no public utility occupying and using said portions of public street thereof for the vacation and operation of its utility facilities shall be deprived of said use on account of these proceedings unless any said utility shall file a written consent to said vacation.

BE IT FURTHER RESOLVED that the action of the Fort Wayne City Plan Commission be forwarded to the proper governing body having jurisdiction of the vacation of said portions of public street in Allen County, Indiana.

STATE OF INDIANA)) SS:
COUNTY OF ALLEN)

I, Melvin O. Smith. Secretary of the Fort Wayne City Plan Commission, do hereby certify that attached is a full, true and correct copy of a resolution adopted by the Fort Wayne City Plan Commission following a public hearing of said Commission held September 24, 1984, and as the same appears of record in the official records of said Plan Commission.

DATED THIS 26th DAY OF September 19 84

F O R T W A Y N E C I T Y P L A N C O M M I S S I O N

Melvin O. Smith
Secretary

BILL NO. 08
G-84-08-09

REPORT OF THE COMMITTEE ON REGULATIONS

WE, YOUR COMMITTEE ON REGULATIONS TO WHOM WAS REFERRED AN
ORDINANCE amending the Thoroughfare Plan of the City Comprehensive
("Master") Plan by vacating a street thereof

HAVE HAD SAID ORDINANCE UNDER CONSIDERATION AND BEG LEAVE TO REPORT
BACK TO THE COMMON COUNCIL THAT SAID ORDINANCE As PASS.

JANET G. BRADBURY, CHAIRWOMAN

Janet G. Bradbury

SAMUEL J. TALARICO, VICE CHAIRMAN

Samuel J. Talarico

CHARLES B. REDD

Charles B. Redd

MARK E. GIAQUINTA

Mark E. Giaquinta

JAMES S. STIER

James S. Stier

CONCURRED IN: 10-23-84
SANDRA E. KENNEDY, CITY CLERK

ORIGINAL

DIGEST SHEET

ORIGINALTITLE OF ORDINANCE Street Vacation Ordinance9-84-08-09DEPARTMENT REQUESTING ORDINANCE Land Use Management - CD&PSYNOPSIS OF ORDINANCE Portion of Ewing Street.ADJACENT PROPERTY OWNERS: Perfection Biscuit CompanyCOUNCILMANIC DISTRICT NO. 1

Sq. Ft. 19109 - .439 Acres

EFFECT OF PASSAGE Property is now public right-of-way. Property will be closed
as public right-of-way and revert to adjacent property owners.

EFFECT OF NON-PASSAGE Property will remain public right-of-way.

MONEY INVOLVED (Direct Costs, Expenditures, Savings) _____

(ASSIGN TO COMMITTEE (J.N.) _____

FACT SHEET

G-84-08-09

BILL NUMBER

**Division of Community
Development & Planning****BRIEF TITLE**

Street Vacation Ordinance

APPROVAL DEADLINE

None

REASON**DETAILS****Specific Location and/or Address**

Portions of Ewing Street North of Norfolk & Western RR; South of Main Street lying between Fairfield & Webster Street.

Reason for Project

Additional parking for Perfection Biscuit Company.

Discussion (Including relationship to other Council actions)

Steve Hazelrigg, attorney for the petitioners stated that these portions of street serve no usefull purpose as public access other than for Perfection Biscuit. He stated they intend to use the area for parking and in doing so intend to improve the area with new curbing and sidewalks.

There was no one present who wished to speak in favor or in opposition to the proposed vacation.

September 24, 1984 - Business Meeting

Duane Embury read the Site Committee Report:

It is the recommendation that the ordinance be returned to the Common Council with a DO PASS recommendation.

Site Committee also recommended that the vacated area be curbed and sidewalk be extended west to the east right-of-way of relocated Ewing Street.

POSITIONS**RECOMMENDATIONS****Sponsor**

City Plan Commission

Area Affected

City Wide

Other Areas

**Applicants/
Proponents****Applicant(s)**

Perfection Biscuit Company

City Department

Other

Opponents**Groups or Individuals**

Basis of Opposition

**Staff
Recommendation**☒ For☐ Against

Reason Against

**Board or
Commission
Recommendation****By**☒ For☐ Against☐ No Action Taken☐ For with revisions to conditions
(See Details column for conditions)**CITY COUNCIL
ACTIONS
(For Council
use only)**☐ Pass☐ Other☐ Pass (as
amended)☐ Hold☐ Council Sub.☐ Do not pass

DETAILS

POLICY/PROGRAM IMPACT

Gary Baeten, Senior Planner with CD&P pointed out that when Perfection Biscuit Company applies for a Z-10 parking lot permit they will be obliged to curb and sidewalk the area.

Motion was made to approve motion carried.

Policy or
Program
Change

☐ No

☐ Yes

Operational
Impact
Assessment

(This space for further discussion)

Project Start

Date April 24, 1984

Projected Completion or Occupancy

Date September 26, 1984

Fact Sheet Prepared by
Patricia Biancaniello

Date September 26, 1984

Reviewed by

W. H. S.

Date

28 Sept. 1984

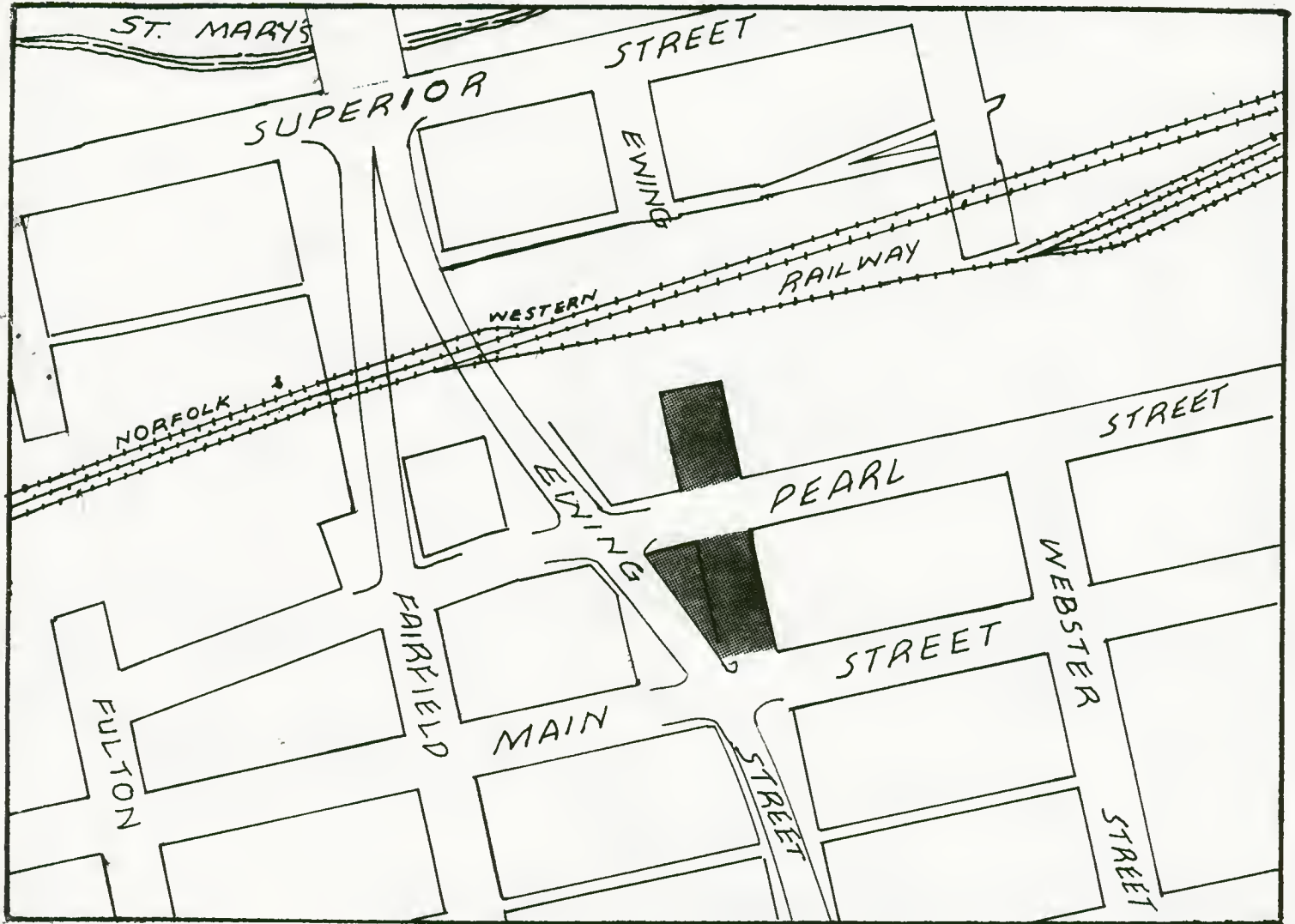
Reference or Case Number

VACATION PETITION -90

A PETITION TO VACATE THE DESCRIBED
PUBLIC RIGHT OF WAY.

MAP NO. L-6

COUNCILMANIC DISTRICT NO. 1



Zoning:

Land Use:

6-84-08-09

Scale: 1" = 200'

Date: 7-25-84



NOTICE OF PUBLIC HEARING
BILL NO. G-84-08-09

You are hereby notified that the Fort Wayne City Plan Commission will conduct a public hearing on Tuesday, October 23, 1984, at 7:15 P.M., in Room 128, 1st Floor, One Main Street, Fort Wayne, Indiana on the following proposed vacation of a public street

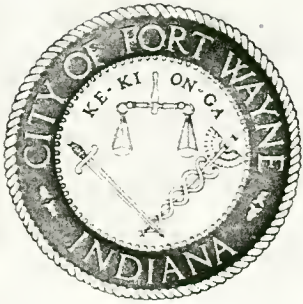
Part of the right-of-way of Ewing Street as originally platted in Ewing's Addition to the City of Fort Wayne, Allen County, Indiana, being more particularly described as follows, to wit:

Beginning at the Northeast corner of Lot Number 1 of Block Number 13 in said Ewing's Addition, being also the point of intersection of the Westerly right-of-way line of Ewing Street, as originally platted with the Southerly right-of-way line of Pearl Street; thence Southerly, on and along the Easterly line of said Lot Number 1, being also the Westerly right-of-way line of Ewing Street, as originally platted, a distance of 113.69 feet to the point of intersection of the Easterly line of said Lot Number 1 with a line concentric to and 33.0 feet (measured radially) Northeasterly of the centerline of the existing pavement of Ewing Street, as presently relocated; thence Southeasterly, on and along said line, having a radius of 989.66 feet and being concentric to and 33.0 feet (measured radially) Northeasterly of said pavement centerline, an arc length of 15.29 feet (the chord of which deflects left 20°-41' from the Easterly line of said Lot Number 1 for a chord distance of 15.29 feet) to a point situated 55.0 feet (measured at right angles) Northerly of the centerline of Main Street; thence Easterly, by a deflection angle left of 69°-19' from the last described chord, and parallel to said Main Street centerline, a distance of 60.6 feet to a point on the Westerly line of Lot Number 6 of Block Number 12 in said Ewing's Addition, said point being situated 22.0 feet Northerly from the Southwest corner of said Lot Number 6; thence Northerly, by a deflection angle left of 90°-00', on and along the Westerly line of said Lot Number 6, being also the Easterly right-of-way line of said Ewing Street, as originally platted, a distance of 128.0 feet to the Northwest corner of said Lot Number 6; thence Westerly, by a deflection angle left of 90°-00', a distance of 66.0 feet to the point of beginning, containing 0.193 acres of land (8409 square feet) (hereinafter Parcel "B"); and

Part of Lots Numbered 1 and 2 of Block Number 13 in Ewing's Addition to the City of Fort Wayne, Indiana, more particularly described as follows, to wit:

Beginning at the Northeast corner of said Lot Number 1, being also the point of intersection of the Westerly right-of-way line of Ewing Street, as originally platted, with the Southerly right-of-way line of Pearl Street; thence Southerly, on and along the Easterly line of said Lot Number 1, being also the Westerly right-of-way line of said Ewing Street, as originally platted, a distance of 113.69 feet to the point of intersection of the Easterly line of said Lot Number 1 with a line concentric to and 33.0 feet (measured radially) Northeasterly of the centerline of the existing pavement of Ewing Street, as presently relocated; thence Northwesterly, on and along said line, having a radius of 989.66 feet, and being concentric to and 33.0 feet (measured radially) Northeasterly of said pavement centerline, an arc length of 125.27 feet (the chord of which deflects right 115°-15' from the Easterly line of said Lot Number 1 for a chord distance of 125.19 feet) to the point of intersection of said line with the North line of said Lot Number 2; thence Easterly, by a deflection angle right-of 114°-45' from the last described chord, on and along the Northerly line of said Lots Numbered 1 and 2, being also the Southerly right-of-way line of Pearl Street, a distance of 52.4 feet to the point of beginning, containing 0.065 acres of land (2813 square feet) (hereinafter Parcel "C").

That part of Ewing Street as originally platted in Ewing's Addition to the City of Fort Wayne, Allen County, Indiana which lies between Lot Number 1 of Block Number 8 in said Ewing's Addition and Lot Number 8 of Block Number 9 in said Ewing's Addition, containing 0.181 acres of land (7887 square feet) (Parcel "D").



The City of Fort Wayne

October 10, 1984

Ms. Trudy Sterling
Fort Wayne Newspapers, Inc.
600 West Main Street
Fort Wayne, IN 46802

Dear Ms. Sterling:

Please give the attached full coverage on the date of October 12, 1984, in both the News Sentinel and Journal Gazette.

RE: Legal Notice for Common Council
of Fort Wayne, IN

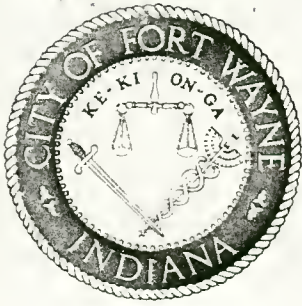
Bill No. G-84-08-09
Vacation of public street

Please send us 4 copies of the Publisher's Affidavit from both newspapers.

Thank you.

Sincerely yours,

Sandra E. Kennedy
City Clerk



The City of Fort Wayne

October 11, 1984

Steve Hazelrigg
2400 Fort Wayne National Bank Bldg.
Fort Wayne, IN 46802

Dear Mr. Hazelrigg:

NOTICE OF PUBLIC HEARING ON BILL NO. G-84-08-09

You are hereby notified that the Common Council of Fort Wayne will conduct a public hearing on Tuesday, October 23, 1984, at 7:15 P.M. (EST) in Room 128, 1st Floor, City-County Building, One Main Street, Fort Wayne, Indiana, on the following:

SEE ATTACHED

All interested persons are invited to appear and be heard. Any written material may be submitted to the Common Council prior to the hearing.

Sincerely,

Sandra E. Kennedy
City Clerk

Part of the right-of-way of Ewing Street as originally platted in Ewing's Addition to the City of Fort Wayne, Allen County, Indiana, being more particularly described as follows, to wit:

Beginning at the Northeast corner of Lot Number 1 of Block Number 13 in said Ewing's Addition, being also the point of intersection of the Westerly right-of-way line of Ewing Street, as originally platted with the Southerly right-of-way line of Pearl Street; thence Southerly, on and along the Easterly line of said Lot Number 1, being also the Westerly right-of-way line of Ewing Street, as originally platted, a distance of 113.69 feet to the point of intersection of the Easterly line of said Lot Number 1 with a line concentric to and 33.0 feet (measured radially) Northeasterly of the centerline of the existing pavement of Ewing Street, as presently relocated; thence Southeasterly, on and along said line, having a radius of 989.66 feet and being concentric to and 33.0 feet (measured radially) Northeasterly of said pavement centerline, an arc length of 15.29 feet (the chord of which deflects left $20^{\circ}-41'$ from the Easterly line of said Lot Number 1 for a chord distance of 15.29 feet) to a point situated 55.0 feet (measured at right angles) Northerly of the centerline of Main Street; thence Easterly, by a deflection angle left of $69^{\circ}-19'$ from the last described chord, and parallel to said Main Street centerline, a distance of 60.6 feet to a point on the Westerly line of Lot Number 6 of Block Number 12 in said Ewing's Addition, said point being situated 22.0 feet Northerly from the Southwest corner of said Lot Number 6; thence Northerly, by a deflection angle left of $90^{\circ}-00'$, on and along the Westerly line of said Lot Number 6, being also the Easterly right-of-way line of said Ewing Street, as originally platted, a distance of 128.0 feet to the Northwest corner of said Lot Number 6; thence Westerly, by a deflection angle left of $90^{\circ}-00'$, a distance of 66.0 feet to the point of beginning, containing 0.193 acres of land (8409 square feet) (hereinafter Parcel "B"); and

Part of Lots Numbered 1 and 2 of Block Number 13 in Ewing's Addition to the City of Fort Wayne, Indiana, more particularly described as follows, to wit:

Beginning at the Northeast corner of said Lot Number 1, being also the point of intersection of the Westerly right-of-way line of Ewing Street, as originally platted, with the Southerly right-of-way line of Pearl Street; thence Southerly, on and along the Easterly line of said Lot Number 1, being also the Westerly right-of-way line of said Ewing Street, as originally platted, a distance of 113.69 feet to the point of intersection of the Easterly line of said Lot Number 1 with a line concentric to and 33.0 feet (measured radially) Northeasterly of the centerline of the existing pavement of Ewing Street, as presently relocated; thence Northwesterly, on and along said line, having a radius of 989.66 feet, and being concentric to and 33.0 feet (measured radially) Northeasterly of said pavement centerline, an arc length of 125.27 feet (the chord of which deflects right $115^{\circ}-15'$ from the Easterly line of said Lot Number 1 for a chord distance of 125.19 feet) to the point of intersection of said line with the North line of said Lot Number 2; thence Easterly, by a deflection angle right-of $114^{\circ}-45'$ from the last described chord, on and along the Northerly line of said Lots Numbered 1 and 2, being also the Southerly right-of-way line of Pearl Street, a distance of 52.4 feet to the point of beginning, containing 0.065 acres of land (2813 square feet) (hereinafter Parcel "C").

That part of Ewing Street as originally platted in Ewing's Addition to the City of Fort Wayne, Allen County, Indiana which lies between Lot Number 1 of Block Number 8 in said Ewing's Addition and Lot Number 8 of Block Number 9 in said Ewing's Addition, containing 0.181 acres of land (7887 square feet) (Parcel "D").

Natka notify agent only: Steve Hazelrigg / 2400 FWNB / 02

NOTICE OF PUBLIC HEARING

You are hereby notified that the Fort Wayne City Plan Commission will conduct a public hearing on Monday, August 20, 1984 at 7:00 P.M. in Room #126, 1st Floor, City-County Building, One Main Street, Fort Wayne, Indiana on the following proposed vacation of a public street.

Part of the right-of-way of Ewing Street as originally platted in Ewing's Addition to the City of Fort Wayne, Allen County, Indiana, being more particularly described as follows, to wit:

Beginning at the Northeast corner of Lot Number 1 of Block Number 13 in said Ewing's Addition, being also the point of intersection of the Westerly right-of-way line of Ewing Street, as originally platted with the Southerly right-of-way line of Pearl Street; thence Southerly, on and along the Easterly line of said Lot Number 1, being also the Westerly right-of-way line of Ewing Street, as originally platted, a distance of 113.69 feet to the point of intersection of the Easterly line of said Lot Number 1 with a line concentric to and 33.0 feet (measured radially) Northeasterly of the centerline of the existing pavement of Ewing Street, as presently relocated; thence Southeasterly, on and along said line, having a radius of 989.66 feet and being concentric to and 33.0 feet (measured radially) Northeasterly of said pavement centerline, an arc length of 15.29 feet (the chord of which deflects left 20°-41' from the Easterly line of said Lot Number 1 for a chord distance of 15.29 feet) to a point situated 55.0 feet (measured at right angles) Northerly of the centerline of Main Street; thence Easterly, by a deflection angle left of 69°-19' from the last described chord, and parallel to said Main Street centerline, a distance of 60.6 feet to a point on the Westerly line of Lot Number 6 of Block Number 12 in said Ewing's Addition, said point being situated 22.0 feet Northerly from the Southwest corner of said Lot Number 6; thence Northerly, by a deflection angle left of 90°-00', on and along the Westerly line of said Lot Number 6, being also the Easterly right-of-way line of said Ewing Street, as originally platted, a distance of 128.0 feet to the Northwest corner of said Lot Number 6; thence Westerly, by a deflection angle left of 90°-00', a distance of 66.0 feet to the point of beginning, containing 0.193 acres of land (8409 square feet) (hereinafter Parcel "B"); and

Part of Lots Numbered 1 and 2 of Block Number 13 in Ewing's Addition to the City of Fort Wayne, Indiana, more particularly described as follows, to wit:

Beginning at the Northeast corner of said Lot Number 1, being also the point of intersection of the Westerly right-of-way line of Ewing Street, as originally platted, with the Southerly right-of-way line of Pearl Street; thence Southerly, on and along the Easterly line of said Lot Number 1, being also the Westerly right-of-way line of said Ewing Street, as originally platted, a distance of 113.69 feet to the point of intersection of the Easterly line of said Lot Number 1 with a line concentric to and 33.0 feet (measured radially) Northeasterly of the centerline of the existing pavement of Ewing Street, as presently relocated; thence Northwesterly, on and along said line, having a radius of 989.66 feet, and being concentric to and 33.0 feet (measured radially) Northeasterly of said pavement centerline, an arc length of 125.27 feet (the chord of which deflects right 115°-15' from the Easterly line of said Lot Number 1 for a chord distance of 125.19 feet) to the point of intersection of said line with the North line of said Lot Number 2; thence Easterly, by a deflection angle right-of 114°-45' from the last described chord, on and along the Northerly line of said Lots Numbered 1 and 2, being also the Southerly right-of-way line of Pearl Street, a distance of 52.4 feet to the point of beginning, containing 0.065 acres of land (2813 square feet) (hereinafter Parcel "C").

That part of Ewing Street as originally platted in Ewing's Addition to the City of Fort Wayne, Allen County, Indiana which lies between Lot Number 1 of Block Number 8 in said Ewing's Addition and Lot Number 8 of Block Number 9 in said Ewing's Addition, containing 0.181 acres of land (7887 square feet) (Parcel "D").

All interested persons are invited to attend.

FORT WAYNE CITY PLAN COMMISSION

Melvin O. Smith
Secretart

RECEIPT

COMMUNITY DEVELOPMENT & PLANNING

No 10676

FT. WAYNE, IND., 4-24 1984

RECEIVED FROM Tracy, J. & K. R. \$ 100.00
THE SUM OF one hundred and 00/100 DOLLARS
ON ACCOUNT OF Chas. J. (Morton)

+245
AUTHORIZED SIGNATURE

Fort Wayne Common Council
(Governmental Unit)
Allen County, IN

To JOURNAL-GAZETTE Dr.
P.O. BOX 100
FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) - number of equivalent lines		
Head	number of lines	2
Body	number of lines	84
Tail	number of lines	3
Total number of lines in notice		89

COMPUTATION OF CHARGES

89	lines,	1	columns wide equals	89	equivalent lines at	.300¢	\$ 26.70
							cents per line
Additional charge for notices containing rule or tabular work (50 per cent of above amount)							
Charge for extra proofs of publication (50 cents for each proof in excess of two)							2 extra 1.00
TOTAL AMOUNT OF CLAIM							\$ 27.70

DATA FOR COMPUTING COST

NOTICE OF PUBLIC HEARING
BILL NO. G-84-08-09

You are hereby notified that the Fort Wayne City Plan Commission will conduct a public hearing on Tuesday, October 23, 1984, at 7:15 P.M., in Room 128, 1st Floor, One Main Street, Fort Wayne, Indiana on the following proposed vacation of a public street:

Part of the right-of-way of Ewing Street as originally platted in Ewing's Addition to the City of Fort Wayne, Allen County, Indiana, being more particularly described as follows, to wit:

Beginning at the Northeast corner of Lot Number 1 of Block Number 13 in said Ewing's Addition, being also the point of intersection of the Wasterly right-of-way line of Ewing Street, as originally platted with the Southerly right-of-way of Pearl Street; thence Southerly, on and along the Easterly line of said Lot Number 1, being also the Westarly right-of-way line of Ewing Street, as originally platted, a distance of 113.69 feet to the point of intersection of the Easterly line of said Lot Number 1 of intersection of the Easterly line of said Lot Number 1 with a line concentric to and 33.0 feet (measured radially) Northwasterly of the centerline of the existing pavement of Ewing Street, as presently relocated; thence Southeasterly, on and along said line, having a radius of 989.66 feet and being concentric to and 33.0 feet (measured radially) Northwasterly of said pavement centerline, an arc length of 15.29 feet (the chord of which deflects left 20 degrees-41' from the Easterly line of said Lot Number 1 for a chord distance of 15.29 feet) to a point situated 55.0 feet (measured at right angles) Northerly of the centerline of Main Street; thence Easterly, by a deflection angle left of 69 degrees-19' from the last described chord, and parallel to said Main Street centerline, a distance of 60.6 feet to a point on the Westarly line of Lot Number 6 of Block Number 12 in said Ewing's Addition, said point being situated 22.0 feet Northerly from the Southwest corner of said Lot Number 6; thence Northerly, by a deflection angle left of 90 degrees-00', on and along the Westarly line of said Lot Number 6, being also the Easterly right-of-way line of said Ewing Street, as originally platted, a distance of 128.0 feet to the Northwest corner of said Lot Number 6; thence Easterly, by a deflection angle left of 90 degrees-00', a distance of 66.0 feet to the point of beginning, containing 0.193 acres of land (8,409 square feet) (hereinafter Parcel "B"); and

Part of Lots Numbered 1 and 2 of Block Number 13 in Ewing's Addition to the City of Fort Wayne, Indiana, more particularly described as follows, to wit:

Beginning at the Northeast corner of said Lot Number 1, being also the point of intersection of the Westarly right-of-way line of Ewing Street, as originally platted, with the Southerly right-of-way line of Pearl Street; thence Southerly, on and along the Easterly line of said Lot Number 1, being also the Westarly right-of-way line of said Ewing Street, as originally platted, a distance of 113.69 feet to the point of intersection of the Easterly line of said Lot Number 1 with a line concentric to and 33.0 feet (measured radially) Northwasterly of the centerline of the existing pavement of Ewing Street, as presently relocated; thence Northwasterly, on and along said line, having a radius of 989.66 feet, and being concentric to and 33.0 feet (measured radially) Northwasterly of said pavement centerline, an arc length of 125.27 feet (the chord of which deflects right 115 degrees-15' from the Easterly line of said Lot Number 1 for a chord distance of 125.19 feet) to the point of intersection of said line with the North line of said Lot Number 2; thence Easterly, by a deflection angle right-of 114 degrees-45' from the last described chord, on and along the Northerly line of said Lots Numbered 1 and 2, being also the Southerly right-of-way line of Pearl Street, a distance of 52.4 feet to the point of beginning, containing 0.065 acres of land (2,813 square feet) (hereinafter Parcel "C")

That part of Ewing Street as originally platted in Ewing's Addition to the City of Fort Wayne, Allen County, Indiana which lies between Lot Number 1 of Block Number 8 in said Ewing's Addition and Lot Number 8 of Block Number 9 in said Ewing's Addition, containing 0.181 acres of land (7,887 square feet) (Parcel "D").

All interested parties are invited to appear and be heard.

Fort Wayne Common Council
Sandra E. Kennedy
City Clerk

5 picas

Size of type 6 point

1

Size of quad upon which type is cast 6

. 89., Acts 1967.

just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same

Drusilla Roose

Title CLERK

PUBLISHER'S AFFIDAVIT

State of Indiana
ALLEN County SS:

Personally appeared before me, a notary public in and for said county and state, the undersigned Drusilla Roose who, being duly sworn, says

that he/she is CLERK of the

JOURNAL-GAZETTE

DAILY

a newspaper of general circulation printed and published

in the English language in the city of FORT WAYNE, INDIANA town

in state and county aforesaid, and that the printed matter attached hereto is a true copy,

which was duly published in said paper for one time, the dates of publication being

as follows:

10/13/84

Subscribed and sworn to me before this 13th day of October 19 84

Anne M. Perkins Notary Public

November 29, 1985

My commission expires

Fort Wayne Common Council
(Governmental Unit)
Allen County, IN

To JOURNAL-GAZETTE Dr.
P.O. BOX 100
FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) - number of equivalent lines		
Head	number of lines	2
Body	number of lines	84
Tail	number of lines	3
Total number of lines in notice		89

COMPUTATION OF CHARGES

89	1	89	.300¢	26.70
..... lines,columns wide equals equivalent lines at	\$......
cents per line				
Additional charge for notices containing rule or tabular work (50 per cent of above amount)			
Charge for extra proofs of publication (50 cents for each proof in excess of two)		2 extra	1.00
TOTAL AMOUNT OF CLAIM				\$. 27.70

DATA FOR COMPUTING COST

Width of single column 12.5 picas	Size of type	6	point
Number of insertions	Size of quad upon which type is cast	6	

Pursuant to the provision and penalties of Ch. 89., Acts 1967.

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Date Oct. 13, 1984
Title CLERK
Drusilla Roose

FORM #904

PUBLISHER'S AFFIDAVIT

State of Indiana
ALLEN County SS:

Personally appeared before me, a notary public in and for said county and state, the undersigned Drusilla Roose who, being duly sworn, says that he/she is CLERK of the JOURNAL-GAZETTE DAILY newspaper of general circulation printed and published in the English language in the city of FORT WAYNE, INDIANA in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for one ti=me, the dates of publication being as follows:

10/13/84

Subscribed and sworn to me before this 13th day of October 1984
Anne M. Perkins Notary Public

November 29, 1985

My commission expires

Fort Weyne Common Council
Sandre E. Kennedy
City Clerk

Fort Wayne Common Council
(Governmental Unit)
Allen County, IN

To NEW-SENTINEL Dr.
P.O. BOX 100
FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) - number of equivalent lines

Head number of lines 2

Body number of lines 84

Tail number of lines 3

Total number of lines in notice 89

COMPUTATION OF CHARGES

89 lines, 1 columns wide equals 89 equivalent lines at 300¢ \$ 26.70

Additional charge for notices containing rule or tabular work (50 per cent of above amount)

Charge for extra proofs of publication (50 cents for each proof in excess of two) 2 extra 1.00

TOTAL AMOUNT OF CLAIM \$ 27.70

DATA FOR COMPUTING COST

NOTICE OF PUBLIC HEARING
BILL NO. G-84-08-09

You are hereby notified that the Fort Wayne City Plan Commission will conduct a public hearing on Tuesday, October 23, 1984, at 7:15 P.M., in Room 128, 1st Floor, One Main Street, Fort Wayne, Indiana on the following proposed vacation of a public street:

Part of the right-of-way of Ewing Street as originally platted in Ewing's Addition to the City of Fort Wayne, Allen County, Indiana, being more particularly described as follows, to wit:

Beginning at the Northeast corner of Lot Number 1 of Block Number 13 in said Ewing's Addition, being also the point of intersection of the Westerly right-of-way line of Ewing Street, as originally platted with the Southerly right-of-way of Pearl Street, thence Southerly, on and along the Easterly line of said Lot Number 1, being also the Westerly right-of-way line of Ewing Street, as originally platted, a distance of 113.69 feet to the point of intersection of the Easterly line of said Lot Number 1 with a line concentric to and 33.0 feet (measured radially) Northeasterly of the centerline of the existing pavement of Ewing Street, as presently relocated, thence Southeasterly, on and along said line, having a radius of 989.66 feet and being concentric to and 33.0 feet (measured radially) Northeasterly of said pavement centerline, an arc length of 15.29 feet (the chord of which deflects left 20 degrees-41' from the Easterly line of said Lot Number 1 for a chord distance of 15.29 feet) to a point situated 55.0 feet (measured at right angles) Northerly of the centerline of Main Street; thence Easterly, by a deflection angle left of 69 degrees-19' from the last described chord, and parallel to said Main Street centerline, a distance of 60.6 feet to a point on the Westerly line of Lot Number 6 of Block Number 12 in said Ewing's Addition, said point being situated 22.0 feet Northerly from the Southwest corner of said Lot Number 6; thence Northerly, by a deflection angle left of 90 degrees-00', on and along the Westerly line of said Lot Number 6, being also the Easterly right-of-way line of said Ewing Street, as originally platted, a distance of 128.0 feet to the Northwest corner of said Lot Number 6; thence Westerly, by a deflection angle left of 90 degrees-00', a distance of 66.0 feet to the point of beginning, containing 0.193 acres of land (8,409 square feet) (hereinafter Parcel "B"); and

Part of Lots Numbered 1 and 2 of Block Number 13 in Ewing's Addition to the City of Fort Wayne, Indiana, more particularly described as follows, to wit:

Beginning at the Northeast corner of said Lot Number 1, being also the point of intersection of the Westerly right-of-way line of Ewing Street, as originally platted, with the Southerly right-of-way line of Pearl Street; thence Southerly, on and along the Easterly line of said Lot Number 1, being also the Westerly right-of-way line of said Ewing Street, as originally platted, a distance of 113.69 feet to the point of intersection of the Easterly line of said Lot Number 1 with a line concentric to and 33.0 feet (measured radially) Northeasterly of the centerline of the existing pavement of Ewing Street, as presently relocated; thence Northwesterly, on and along said line, having a radius of 989.66 feet, and being concentric to and 33.0 feet (measured radially) Northeasterly of said pavement centerline, an arc length of 125.27 feet (the chord of which deflects right 115 degrees-15' from the Easterly line of said Lot Number 1 for a chord distance of 125.19 feet) to the point of intersection of said line with the North line of said Lot Number 2; thence Easterly, by a deflection angle right of 114 degrees-45' from the last described chord, on and along the Northerly line of said Lots Numbered 1 and 2, being also the Southerly right-of-way line of Pearl Street, a distance of 52.4 feet to the point of beginning, containing 0.065 acres of land (2,813 square feet) (hereinafter Parcel "C").

That part of Ewing Street as originally platted in Ewing's Addition to the City of Fort Wayne, Allen County, Indiana which lies between Lot Number 1 of Block Number 8 in said Ewing's Addition and Lot Number 8 of Block Number 9 in said Ewing's Addition, containing 0.181 acres of land (7,887 square feet) (Parcel "D").

All interested parties are invited to appear and be heard.

Fort Wayne Common Council
Sandre E. Kennedy
City Clerk

12.5 picas Size of type 6 point

1 Size of quad upon which type is cast 6

Ch. 89., Acts 1967.

is just end correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same

4 Title CLERK

PUBLISHER'S AFFIDAVIT

State of Indiana
ALLEN County SS:

Personally appeared before me, a notary public in and for said county and state, the undersigned Drusilla Roose who, being duly sworn, says that he/she is CLERK of the NEWS-SENTINEL a DAILY newspaper of general circulation printed and published in the English language in the city of FORT WAYNE, INDIANA in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for one time the dates of publication being as follows:

10/13/84

Drusilla Roose

Subscribed and sworn to me before this 13th day of October 1984

Anne M. Perkins Notary Public

My commission expires November 29, 1985

Fort Wayne Common Council
(Governmental Unit)
Allen County, IN

To NEW-SENTINEL Dr.
P.O. BOX 100
FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) - number of equivalent lines
Head number of lines 2
Body number of lines 84
Tail number of lines 3
Total number of lines in notice 89

COMPUTATION OF CHARGES

89 lines, 1 columns wide equals 89 equivalent lines at .300¢ \$ 26.70
cents per line
Additional charge for notices containing rule or tabular work (50 per cent of above amount)
Charge for extra proofs of publication (50 cents for each proof in excess of two) 2 extra 1.00
TOTAL AMOUNT OF CLAIM \$ 27.70

DATA FOR COMPUTING COST

Width of single column 12.5 picas Size of type 6 point
Number of insertions 1 Size of quad upon which type is cast 6

Pursuant to the provision and penalties of Ch. 89., Acts 1967.

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Drusilla Roose
Date Oct. 13, 19 84 Title CLERK

FORM #903

PUBLISHER'S AFFIDAVIT

State of Indiana
ALLEN County SS:
Personally appeared before me, a notary public in and for said county and state, the undersigned Drusilla Roose who, being duly sworn, says that he/she is CLERK of the NEWS-SENTINEL a DAILY newspaper of general circulation printed and published in the English language in the city of FORT WAYNE, INDIANA in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for one time the dates of publication being as follows: 10/13/84
Subscribed and sworn to me before this 13th day of October 19 84
Anne M. Perkins Notary Public
My commission expires November 29, 1985

Pastry Bar:
French Pastries
Apple Strudel
Muffins
Black Forest Cake
Dutch Apple Torte
Giant Napoleon
Fruit Bar
Sala Bar
Eggs Benedict
Sausage, Bacon, Ham
Sliced Prime Rib in
Bordalaie Sauce
Biscuits and Sausage Gravy
Cocqau Vin
with the North line of said Lot Number 2; thence Easterly, by a deflection angle right-of 114 degrees-45' from the last described chord, on and along the Northernly line of said Lots Numbered 1 and 2, being also the Southernly right-of-way line of Pearl Street, a distance of 52.4 feet to the point of beginning, containing 0.065 acres of land (2,813 square feet) (hereinafter Parcel "C").
That part of Ewing Straet as originally platted in Ewing's Addition to the City of Fort Wayne, Allen County, Indiana which lies between Lot Number 1 of Block Number 8 in said Ewing's Addition and Lot Number 8 of Block Number 9 in said Ewing's Addition, containing 0.181 acres of land (7,887 square feet) (Parcel "D").
All interested parties are invited to appear and be heard.
Fort Wayne Common Council
Sandra E. Kennedy
City Clerk
10/13